

PATENT

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(IFW)  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Pratt, et al.

SERIAL NO.: 10/699,513

FILED: October 31, 2003

FOR: ANTI-INFECTIVE AGENTS

EXAMINER: (not assigned)

GROUP ART NO.: 1646

CASE NO.: 6998.US.02

## CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

TRANSMITTAL LETTER

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed herewith is a Petition to Correct Inventorship Under 37 CFR § 1.48(a) of Pratt, *et al.*, for ANTI-INFECTIVE AGENTS, the specification of which was filed on October 31, 2003, and received Serial No. 10/699,513.

Also enclosed are:

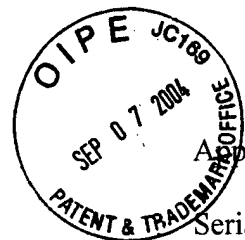
- Verified Statement of Facts by Attorney Kalim S. Fuzail
- Consent of Assignee for Correction of Inventorship
- Executed Corrected Declaration and Power of Attorney
- Form PTO 1595 – Recordation Form Cover Sheet
- Executed Assignment by Inventors to be added to application
- Verified Statement of facts by current inventors (Betebenner, Donner, Green, Kempf, Maring, McDaniel, Pratt, Stoll, and Zhang)
- Declaration in Support of Petition to Correct Inventorship by Chen, Flosi, Klein, Krueger, Liu, Madigan, Maymon, Rockway, Stewart, Xie, & Yeung
- Return-receipt postcard

The Commissioner is hereby authorized to charge any additional Filing Fees required under 37 CFR 1.16, as well as any patent application processing fees under 37 CFR 1.17 associated with this communication for which full payment has not been tendered, to Deposit Account No. 01-0025. A duplicate copy of this sheet is enclosed.

ABBOTT LABORATORIES  
Customer Number: 23492  
Telephone: (847) 938-3490  
Facsimile: (847) 938-2623

Respectfully Submitted,  
Pratt, et al.

*Kalim S. Fuzail*  
Kalim S. Fuzail  
Registration No. 45,805  
Attorney for Applicants



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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*Kathleen Boettcher*  
Kathleen Boettcher

**PETITION FOR CORRECTION OF INVENTORSHIP OF PATENT**  
**(37 C.F.R. §1.324)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully petition for correction of error in a non-joinder of inventors in the above-identified patent. It is respectfully requested that the PTO issue a certificate correcting the error.

Enclosed herewith is:

- (a) statements from the persons being added as inventors that the inventorship error occurred without any deceptive intent on their part;
- (b) a statement from the current named inventors agreeing to the change of inventorship;
- (c) written consent of the assignee; and
- (d) an assignment.

The Commissioner is hereby authorized to charge \$130.00 as required under 37 CFR §1.20(b), as well as any patent application processing fees under 37 CFR §1.16 and §1.17 associated this communication for which full payment had not been tendered, to Deposit Account No. 01-0025. A duplicate copy of this sheet is enclosed.

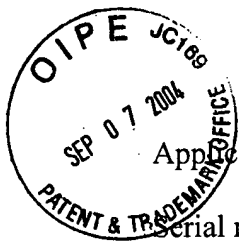
ABBOTT LABORATORIES  
Customer Number: 23492  
Telephone: (847) 938-3490  
Facsimile: (847) 938-2623

Respectfully Submitted,  
Pratt, et al.

*Kalim S. Fuzail*  
Kalim S. Fuzail  
Registration No. 45,805  
Attorney for Applicants

09/09/2004 WBD/ELR1 00000037 010025 10699513

01 FC:1460 130.00 DA



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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Dear Sir:

Applicants respectfully petition for correction of error in a non-joinder of inventors in the above-identified patent. It is respectfully requested that the PTO issue a certificate correcting the error.

Enclosed herewith is:

- (a) statements from the persons being added as inventors that the inventorship error occurred without any deceptive intent on their part;
- (b) a statement from the current named inventors agreeing to the change of inventorship;
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Respectfully Submitted,  
Pratt, et al.

*Kafim S. Fuzail*  
Kafim S. Fuzail  
Registration No. 45,805  
Attorney for Applicants

ABBOTT LABORATORIES  
Customer Number: 23492  
Telephone: (847) 938-3490  
Facsimile: (847) 938-2623



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Pratt, et al.

Serial no.: 10/699,513

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*Kathleen Boettcher*  
Kathleen Boettcher

**VERIFIED STATEMENT OF FACTS OF KALIM S. FUZAIL**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. As part of my duties I am responsible for the preparation and filing of patent applications for Abbott Laboratories' Diagnostics Division and I am the Attorney of Record for Applicants in U.S. Patent Application Serial Number 10/699,513 filed October 31, 2003.

2. At the time U.S. Patent Application Serial Number 10/699,513 was filed, I was unaware of the inventive contributions of Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie to the invention claimed in above patent application.

3. After the above application was filed, a question regarding the inventorship of the above application arose. After reviewing the application for patent, I concluded that Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie were erroneously omitted as joint inventor of the invention, and that this omission was in error without deceptive intent.

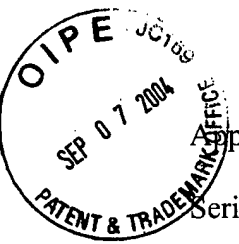
4. After the error was discovered, I initiated corrective steps including having statements of fact prepared and obtaining executed declarations of inventorship from all of the inventors.



---

Kalim S. Fuzail  
Registration No. 45,805  
Attorney for Applicants

Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

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*Kathleen Boettcher*  
Kathleen Boettcher

CONSENT OF ASSIGNEE TO CHANGE INVENTORSHIP

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

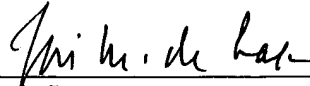
I, Jose M. de Lasa hereby state:

1. I am authorized to consent to the requested change of inventorship in U.S. Patent Application Serial No. 10/699,513.

2. Abbott Laboratories is the owner of U.S. Patent Application Serial No. 10/699,513 by assignment from each and every of the three joint inventors.

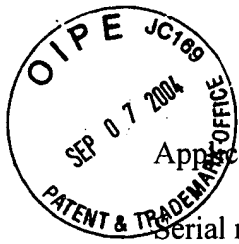
3. I am familiar with the application, including the request that the designation of inventorship be amended to add the name of Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie to the application which originally named John K. Pratt, David A. Betebenner, Pamela L. Donner, Brian E. Green, Keith F. McDaniel, Vincent S. Stoll, Dale J. Kempf, Clarence J. Maring and Rong Zhang.

4. I am familiar with the declarations and a verified statement filed in this case supporting such a change in the identification of inventorship.
5. On behalf of Abbott Laboratories, I consent to the change of inventorship.



---

Jose M. de Lasa  
Executive Vice President and General Counsel



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

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*Kathleen Boettcher*  
Kathleen Boettcher

CORRECTED DECLARATION AND POWER OF ATTORNEY  
FOR A UNITED STATES PATENT APPLICATION

As a below-named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original and first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled ANTI-INFECTIVE AGENTS, the specification of which was filed on October 31, 2003 and received Serial No. 10/699,513.

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims.

I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

Claim to benefit of foreign application(s) as follows:

I hereby claim foreign priority benefits under 35 U.S.C. § 119 for the following foreign applications for patent or inventors certificate.

NONE

The following foreign applications for patent or inventors certificate have a filing date earlier than the filing date of the applications identified above.

NONE



Claim to benefit of earlier U.S. application(s) as follows:

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional application(s) listed below:

NONE

I hereby claim the benefit under 35 U.S.C. § 120 of the following earlier-filed United States patent applications:

**USSN 60/509,107, filed October 6, 2003**  
**USSN 60/489,448, filed July 23, 2003**  
**USSN 60/461,784, filed April 10, 2003**  
**USSN 60/423,209, filed November 1, 2002**

Insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. applications in the manner required by 35 U.S.C. § 112, first paragraph, I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which came into existence between the filing date(s) of the prior applications and the national or PCT filing date of this application.

NONE

I hereby appoint the following Attorneys and/or agents to prosecute this application and any continuation or divisional applications based hereon, and to transact all business in the Patent and Trademark Office connected therewith:

Regina M. Anderson, Reg. No. 35,820  
Cheryl L. Becker, Reg. No. 35,441  
Thomas D. Brainard, Reg. No. 32,459  
Dianne Casuto, Reg. No. 40,943  
Portia Chen, Reg. No. 44,075  
Patricia Coleman James, Reg. No. 37,155  
John D. Conway, Reg. No. 39,150  
Johanna M. Corbin, Reg. No. 51,582  
Michael R. Crabb, Reg. No. 37,298  
Steven R. Crowley, Reg. No. 31,604  
Andreas M. Danckers, Reg. No. 32,652  
B.Gregory Donner, Reg. No. 34,580  
Kalim S. Fuzail, Reg. No. 45,805  
Norval B. Galloway, Reg. No. 33,595  
Mimi C. Goller, Reg. No. 39,046  
William E. Murray, Reg. No. 30,303  
Gayle B. O'Brien, Reg. No. 48,812

Nickki L. Parlett, Reg. No. 44,996  
Lawrence S. Pope, Reg. No. 26,791  
Nicholas A. Poulos, Reg. No. 30,209  
Christopher P. Rogers, Reg. No. 36,334  
David J. Schodin, Reg. No. 41,294  
Gregory W. Steele, Reg. No. 33,796  
Joseph A. Twarowski, Reg. No. 42,191  
Beth A. Vrioni, Reg. No. 39,869  
Michael J. Ward, Reg. No. 37,960  
Allen W. Wark, Reg. No. 30,503  
David L. Weinstein, Reg. No. 28,128  
Steven F. Weinstock, Reg. No. 30,117  
William J. Winter, Reg. No. 36,060  
Brian R. Woodworth, Reg. No. 33,137  
Paul D. Yasger, Reg. No. 37,477  
Kenneth Zwicker, Reg. No. 43,310

Send Correspondence to: Steven F. Weinstock  
D-377/AP6A  
Abbott Laboratories  
100 Abbott Park Road  
Abbott Park, IL 60064-6008

Direct telephone calls to: Kalim S. Fuzail  
(847) 935-7835

Name: (first, middle, last): John K. Pratt  
Post Office Address: 8210 61<sup>st</sup> Avenue; Kenosha, WI 53142  
Residence: Kenosha, WI 53142  
Citizenship: United States of America

Name: (first, middle, last): David A. Betebenner  
Post Office Address: 220 Appley Avenue; Libertyville, IL 60048  
Residence: Libertyville, IL 60048  
Citizenship: United States of America

Name: (first, middle, last): Pamela L. Donner  
Post Office Address: 1901 McRae Lane; Mundelein, IL 60060  
Residence: Mundelein, IL 60060  
Citizenship: United States of America

Name: (first, middle, last): Brian E. Green  
Post Office Address: 8408 Coral Road; Wonder Lake, IL 60097  
Residence: Wonder Lake, IL 60097  
Citizenship: United States of America

Name: (first, middle, last): Dale J. Kempf  
Post Office Address: 256 Tyler Court; Libertyville, IL 60048  
Residence: Libertyville, IL 60048  
Citizenship: United States of America

Name: (first, middle, last): Keith F. McDaniel  
Post Office Address: 26029 W. Laurel Court; Wauconda, IL 60084  
Residence: Wauconda, IL 60084  
Citizenship: United States of America

Name: (first, middle, last): Clarence J. Maring  
Post Office Address: 1228 W. Borders Drive; Palatine, IL 60067  
Residence: Palatine, IL 60067  
Citizenship: United States of America

Name: (first, middle, last): Vincent S. Stoll  
Post Office Address: 218 E. Winchester Road; Libertyville, IL 60048  
Residence: Libertyville, IL 60048  
Citizenship: United States of America

Name: (first, middle, last): Rong Zhang  
Post Office Address: 4800 Grove Street, Apt. 2E; Skokie, IL 60077  
Residence: Skokie, IL 60077  
Citizenship: People's Republic of China

Name: (first, middle, last): Hui-Ju Chen  
Post Office Address: 4 Crows Nest Court; Grayslake, IL 60030  
Residence: Grayslake, IL 60030  
Citizenship: Taiwan, R.O.C.

Name: (first, middle, last): William J. Flosi  
Post Office Address: 342 N. Ridge; Evanston, IL 60202  
Residence: Evanston, IL 60202  
Citizenship: United States of America

Name: (first, middle, last): Larry L. Klein  
Post Office Address: 26 Washington Road; Lake Forest, IL 60045  
Residence: Lake Forest, IL 60045  
Citizenship: United States of America

Name: (first, middle, last): Allan C. Krueger  
Post Office Address: 7260 Presidential Drive; Gurnee, IL 60031  
Residence: Gurnee, IL 60031  
Citizenship: United States of America

Name: (first, middle, last): Dachun Liu  
Post Office Address: 504 Lakehurst Rd., Apt 1R; Waukegan, IL 60085  
Residence: Waukegan, IL 60085  
Citizenship: People's Republic of China

Name: (first, middle, last): Darold L. Madigan  
Post Office Address: 908 Wisconsin Lane; Elk Grove Village, IL 60007  
Residence: Elk Grove Village, IL 60007  
Citizenship: United States of America

Name: (first, middle, last): Laura M. Maymon  
Post Office Address: 300 N. State St., #4311; Chicago, IL 60610  
Residence: Chicago, IL 60610  
Citizenship: United States of America

Name: (first, middle, last): Todd W. Rockway  
Post Office Address: 34136 N. Lavender Circle; Grayslake, IL 60030  
Residence: Grayslake, IL 60030  
Citizenship: United States of America

Name: (first, middle, last): Kent D. Stewart  
Post Office Address: 4715 King's Way North; Gurnee, IL 60031  
Residence: Gurnee, IL 60031  
Citizenship: United States of America

Name: (first, middle, last): Ming C. Yeung  
Post Office Address: 34422 N. Tangueray Dr.; Grayslake, IL 60030  
Residence: Grayslake, IL 60030  
Citizenship: United States of America

Name: (first, middle, last): Qinghua Xie  
Post Office Address: 1708 Juliet Lane; Libertyville, IL 60048  
Residence: Libertyville, IL 60048  
Citizenship: United States of America

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that all statements made herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

John K. Pratt 08/02/2004  
John K. Pratt DATE

Pamela L. Donner 8/5/04  
Pamela L. Donner DATE

Dale J. Kempf 8/2/04  
Dale J. Kempf DATE

Clarence J. Maring 8-03-04  
Clarence J. Maring DATE

Rong Zhang 8/5/04  
Rong Zhang DATE

William J. Flosi 8/2/04  
William J. Flosi DATE

Allan C. Krueger 8/5/04  
Allan C. Krueger DATE

David A. Betebenner 8-02-04  
David A. Betebenner DATE

Brian E. Green 8.5-04  
Brian E. Green DATE

Keith F. McDaniel 8/5/04  
Keith F. McDaniel DATE

Vincent S. Stoll 8/16/04  
Vincent S. Stoll DATE

Hui-Ju Chen 8-02-04  
Hui-Ju Chen DATE

Larry L. Klein 8/2/04  
Larry L. Klein DATE

Dachun Liu 8/2/04  
Dachun Liu DATE

Darold L. Madigan 8-5-04  
DATE

Todd W. Rockway 8/5/04  
DATE

Ming C. Yeung 8/2/04  
DATE

Laura M. Maymon 8-2-04  
DATE

Kent D. Stewart 8-2-04  
DATE

Qinghua Xie 8/6/04  
DATE

PATENT

THE UNITED STATES PATENT & TRADEMARK OFFICE

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Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF DAVID A. BETEBENNER

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. I am an employee of Abbott Laboratories, Abbott Park, Illinois, U.S.A.
2. I am an originally named joint-inventor of the invention claimed in U.S. Patent Application Serial Number 10/699,513 which has a filing date of October 31, 2003.
3. At the time I submitted the information necessary for drafting a patent application to the Abbott Laboratories Patent Department, I was unaware of the fact that contributions of fellow Abbott Laboratories employees, Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie, would be encompassed by the claims in U.S. Patent Application Serial Number 10/699,513.
4. Shortly after U.S. Patent Application Serial Number 10/699,513 was filed, it was realized that Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie had been omitted from the 10/699,513 application.

5. It was concluded by Kalim S. Fuzail, that Hui-Ju Chen, William J. Flosi, Larry Klein, Allan C. Krueger, Dachun Liu, Darold L. Madigan, Laura M. Maymon, Todd W. Rockway, Kent D. Stewart, Ming C. Yeung, and Quinghua Xie had been erroneously omitted as joint inventors of U. S. Patent Application Serial Number 10/699,513.

6. The correct joint-inventors were not named in the application as originally filed through error without deceptive intent.

7. I believe that all statements made herein were made from my own knowledge; that all statements made herein were believed to be true; and further, that all statements made herein were made with the knowledge that willful false statements are punishable by fine, imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of U.S. Patent Application Serial Number 10/699,513 or any patent issuing thereon.

David A. Betebenner 8-02-04  
David A. Betebenner Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF PAMELA L. DONNER

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. I am an employee of Abbott Laboratories, Abbott Park, Illinois, U.S.A.
2. I am an originally named joint-inventor of the invention claimed in U.S. Patent Application Serial Number 10/699,513 which has a filing date of October 31, 2003.
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7. I believe that all statements made herein were made from my own knowledge; that all statements made herein were believed to be true; and further, that all statements made herein were made with the knowledge that willful false statements are punishable by fine, imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of U.S. Patent Application Serial Number 10/699,513 or any patent issuing thereon.

Pamela L. Donner 08/05/04  
Pamela L. Donner Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF BRIAN E. GREEN

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

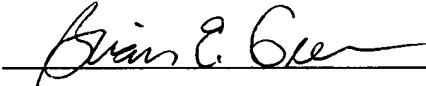
Dear Sir:

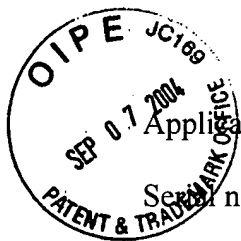
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7. I believe that all statements made herein were made from my own knowledge; that all statements made herein were believed to be true; and further, that all statements made herein were made with the knowledge that willful false statements are punishable by fine, imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of U.S. Patent Application Serial Number 10/699,513 or any patent issuing thereon.

 8-5-07  
\_\_\_\_\_  
Brian E. Green Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

CERTIFICATE OF MAILING (37 CFR 1.8(a))

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Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF DALE F. KEMPF

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. I am an employee of Abbott Laboratories, Abbott Park, Illinois, U.S.A.
2. I am an originally named joint-inventor of the invention claimed in U.S. Patent Application Serial Number 10/699,513 which has a filing date of October 31, 2003.
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Dale F. Kempf

8/2/04  
Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF CLARENCE J. MARING

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

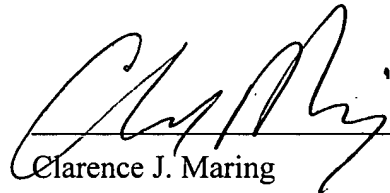
Dear Sir:

1. I am an employee of Abbott Laboratories, Abbott Park, Illinois, U.S.A.
2. I am an originally named joint-inventor of the invention claimed in U.S. Patent Application Serial Number 10/699,513 which has a filing date of October 31, 2003.
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 8-03-04  
Clarence J. Maring Date

## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE



Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

## CERTIFICATE OF MAILING (37 CFR 1.8(a))

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Commissioner for Patents  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

## VERIFIED STATEMENT OF FACTS OF KEITH F. McDANIEL

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

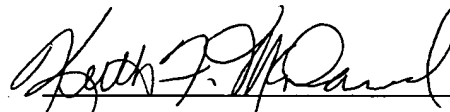
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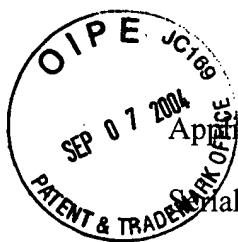


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 8/5/04  
Keith F. McDaniel Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

CERTIFICATE OF MAILING (37 CFR 1.8(a))

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Commissioner for Patents  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF JOHN K. PRATT

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

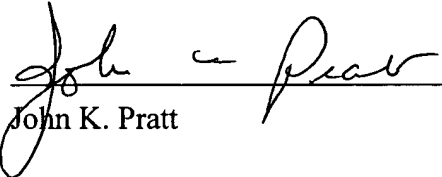
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John K. Pratt  
08-27-2004  
Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

VERIFIED STATEMENT OF FACTS OF VINCENT S. STOLL

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

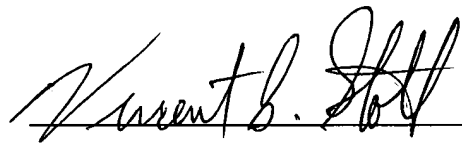
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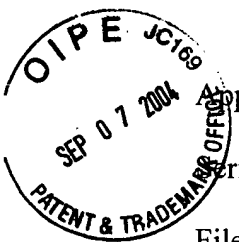
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 8/16/04  
Vincent S. Stoll Date

## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE



Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

## CERTIFICATE OF MAILING (37 CFR 1.8(a))

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P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

## VERIFIED STATEMENT OF FACTS OF RONG ZHANG

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

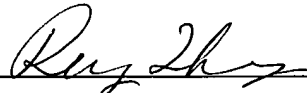
Dear Sir:

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 8/5/04  
\_\_\_\_\_  
Rong Zhang Date



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

**DECLARATION IN SUPPORT OF PETITION TO CORRECT INVENTORSHIP**  
**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Hui-Ju Chen, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*8-02-04*  
Date

*Hui-Ju Chen*  
Hui-Ju Chen





PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

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Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

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Commissioner for Patents  
Mail Stop Petition  
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Dear Sir:

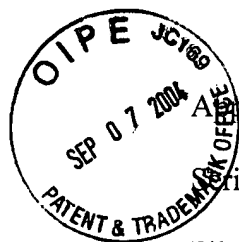
I, William J. Flosi, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*8/2/04*  
Date

*William J. Flosi*  
William J. Flosi

## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE



Applicant: Pratt, et al.

Serial no.: 10/699,513

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Case no.: 6998.US.02

## CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: *Sept. 3, 2004*

*Kathleen Boettcher*  
Kathleen Boettcher

**DECLARATION IN SUPPORT OF PETITION TO CORRECT INVENTORSHIP**  
**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

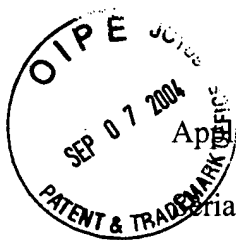
I, Larry Klein, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date

*8/2/04*

*Larry Klein*  
Larry Klein



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

Group Art No.: 1646

Examiner: (not assigned)

Case no.: 6998.US.02

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Kathleen Boettcher  
Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Allan C. Krueger, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

8/5/04  
Date

A. Chris Krueger  
Allan C. Krueger



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

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Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Dachun Liu, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*08/02/04*  
Date

*Dachun Liu*  
Dachun Liu



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

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*Kathleen Boettcher*  
Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Darold L. Madigan, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*8/65/04*  
Date

*Darold L. Madigan*  
Darold L. Madigan



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

For: ANTI-INFECTIVE AGENTS

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Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Laura M. Maymon, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*8-2-04*  
\_\_\_\_\_  
Date

*Laura Maymon*  
\_\_\_\_\_  
Laura Maymon



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

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Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Todd W. Rockway, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*08/05/04*  
Date

*Todd W. Rockway*  
Todd W. Rockway



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

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Kathleen Boettcher

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**UNDER 37 CFR §1.48(A)**

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Mail Stop Petition  
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Alexandria, VA 22313-1450

Dear Sir:

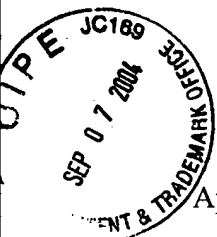
I, Kent D. Stewart, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*Aug 2, 2004*  
Date

*Kent D. Stewart*  
Kent D. Stewart





PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

Filed: October 31, 2003

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Commissioner for Patents  
Mail Stop Petition  
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Alexandria, VA 22313-1450

Dear Sir:

I, Quinghua Xie, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

8/6/04  
Date

Quinghua Xie  
Quinghua Xie  
Quinghua Xie



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Pratt, et al.

Serial no.: 10/699,513

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Mail Stop Petition  
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Alexandria, VA 22313-1450

Dear Sir:

I, Ming C. Yeung, hereby verify that the error in inventorship in the above-identified application occurred without deceptive intent.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

*8/2/04*  
Date

*Ming C. Yeung*  
Ming C. Yeung